

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**CARLOS VARGAS-GUTIERREZ (1)**

§  
§  
§  
§  
§  
§  
§

**CASE NUMBER 9:17-CR-00016-RC**

**ORDER ADOPTING FINDINGS OF FACT AND RECOMMENDATION  
ON DEFENDANT’S GUILTY PLEA**

The court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, for administration of guilty pleas under Rule 11 of the Federal Rules of Criminal Procedure. Judge Zack Hawthorn conducted a hearing in the form and manner prescribed by Federal Rule of Criminal Procedure 11 and issued his Findings of Fact and Recommendation on Guilty Pleas Before the United States Magistrate Judge. The magistrate judge recommended that the court accept the Defendant’s guilty pleas. He further recommended that the court adjudge the Defendant guilty on Counts Eight and Nine of the Indictment filed against the Defendant.

The parties have not objected to the magistrate judge’s findings. The court **ORDERS** that the Findings of Fact and Recommendation on Guilty Plea of the United States Magistrate Judge are **ADOPTED**. The court accepts the Defendant’s pleas but defers acceptance of the plea agreement until after review of the presentence report. The court **ORDERS** the Defendant’s attorney to read and discuss the presentence report with the Defendant, and file any objections to the report **BEFORE** the date of the sentencing hearing.

It is further **ORDERED** that, in accordance with the Defendant's guilty pleas and the magistrate judge's findings and recommendation, the Defendant, Carlos Vargas-Gutierrez, is adjudged guilty as to Counts Eight and Nine of the Indictment charging violations of 21 U.S.C. § 841(a)(1) (Possession with the Intent to Distribute or Dispense Methamphetamine) and 18 U.S.C. § 924(c)(1) (Possession of a Firearm in Furtherance of a Drug Crime).

So **ORDERED** and **SIGNED** this **10** day of **August, 2017**.

A handwritten signature in black ink, appearing to read "Ron Clark", written in a cursive style.

---

Ron Clark, United States District Judge